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MESSAGE:

Please enter into the record of United States Patent Application No. 10/633,337, filed August 1, 2003.

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Attorney Docket No.: 089835-0110

**RECEIVED
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Applicant: Tisma et al.

Title: **SYSTEM AND METHOD FOR
ASSEMBLING A PACKAGE
WITH A FLIP-TOP**

Appl. No.: 10/633,337

Filing Date: 8/1/2003

Examiner: Sameh Tawfik

Art Unit: 3721

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. LAURA MARKHAM (Printed Name) <i>Laura Markham</i> (Signature) 8/18/05 (Date of Deposit)

AFFIDAVIT OF MARSHALL J. BROWNI, **MARSHALL J. BROWN**, having been duly sworn, depose and state as follows:

1. I am an attorney for the law firm of Foley & Lardner, LLP in Chicago, Illinois.
2. On August 1, 2003, I filed a patent application entitled "System and Method for Assembling a Package With a Flip-Top." This application has since been accorded the serial number 10/633,337 and an official filing date of August 1, 2003.
3. On, February 24, 2004, I visited the offices of SWF Companies, Tisma Division, located at 1099 Estes Avenue, Elk Grove Village, IL 60007.
4. During this visit, I met with Petar Tisma, one of the named inventors for U.S. Patent Application No. 10/633,337. During this meeting, I showed Mr. Tisma a copy of the application as originally filed, and I asked Mr. Tisma to sign a Declaration/Power of Attorney and Assignment for the application. Mr. Tisma refused to sign either document.

FURTHER AFFIANT SAYETH NOT.

Dated: Aug 18, 2005By *Marshall J. Brown*
Marshall J. Brown